

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

EON CORP. IP HOLDINGS, LLC,

Plaintiff,

v.

LANDIS+GYR, INC., et al.

Defendants.

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Civil Action No. 6:11-cv-00317-LED-JDL

**JOINT MOTION TO DISMISS WITH PREJUDICE**

EON Corp. IP Holdings, LLC, (“EON”) and Itron, Inc. (“Itron”) have amicably settled the claims by and between them. Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and the terms of that one certain Settlement and License Agreement dated August 13, 2013, EON and Itron hereby jointly move the Court to dismiss with prejudice all claims asserted by and between EON and Itron in this litigation. Each party will bear its own costs and attorneys’ fees.

Date: August 23, 2013.

ANDREWS KURTH LLP

By: /s/ John McDowell

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**ATTORNEY FOR DEFENDANT  
ITRON, INC.**

Respectfully Submitted,

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By: /s/ Daniel R. Scardino

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**ATTORNEY FOR PLAINTIFF  
EON CORP. IP HOLDINGS, LLC**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who have consented to electronic service are being served with a copy of the foregoing document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 23<sup>rd</sup> day of August, 2013.

/s/ Daniel R. Scardino  
Daniel R. Scardino